

July 9, 2007

The East Lampeter Township Board of Supervisors met on Monday, July 9, 2007 at 7:30p.m. at the East Lampeter Township Office, 2250 Old Philadelphia Pike, Lancaster, PA 17602. The meeting was called to order by Vice Chairman Buckwalter and was followed by the Pledge of Allegiance. Supervisors present were: Mr. Dave Buckwalter, Mr. Michael Landis, Mr. Roger Rutt and Mr. Wilbur Sollenberger. Also present was Mr. Ralph Hutchison, Township Manager. Chairman Glenn L. Eberly was absent.

The following persons signed in as being present:

Mr. Irl & Mrs. Lois Duling, 824 Stumpf Hill Drive, Lancaster, PA 17601  
Mr. Fred Daum, 2142 New Holland Pike, Lancaster, PA 17601  
Ms. Susan Synder, 435 Mt. Sidney Road, Lancaster, PA 17602  
Mr. Howard Dieter, Bailey, CO representing Northpointe, LLC  
Mr. Doug & Mrs. Belinda Clark, 2584 Old Philadelphia Pike, Bird in Hand, PA  
Mr. Aaron Stoltzfus, Jr., 2729 Church Road, Bird in Hand, PA  
Mr. Joseph Esh, 2151 Forry Road, Lancaster, PA  
Mr. John Kenneff, Esq., 246B Manor Avenue, Millersville, PA representing Ms. Cheryl Gross  
Mr. Nick Rhoads, 130 Paradise Lane, Ronks, PA 17572 representing Silverback Towing

**Minutes:**

Vice Chairman Buckwalter indicated that the copies of the minutes of the June 19, 2007 regular meeting were available for review. Vice Chairman Buckwalter asked if there were any comments regarding the minutes as prepared.

A motion was then made by Mr. Landis and seconded by Mr. Sollenberger to dispense with the reading of the minutes and approve the minutes as presented. The motion was passed by unanimous voice vote.

**Bills:**

Vice Chairman Buckwalter also indicated that bills represented by various funds in the amount of \$129,612.19 were presented for payment, copies of which were available for review. After review, a motion was made by Mr. Sollenberger and seconded by Mr. Landis to approve payment of bills as listed in the amount of \$129,612.19. The motion was passed by unanimous voice vote.

**Nuisance Ordinance Public Hearing Request: Gross, 2590 Old Philadelphia Pike**

Vice Chairman Buckwalter opened the public hearing regarding 2590 Old Philadelphia Pike. Mr. Buckwalter indicated that the Township Administration would make a presentation to the Board first followed by a presentation by representatives of Ms. Gross.

Mr. Randall Justice, Esq. and Mr. R. Lee Young, Zoning Officer were present on behalf of the Township Administration regarding this matter. Mr. Young testified regarding the conditions of the property at 2590 Old Philadelphia Pike and his communications with Ms. Gross the owner regarding the conditions of the property and why he feels that the conditions of the property created by the keeping of two horses are in violation of the Township's Nuisance Ordinance. He indicated that the horses are being kept in a residential area and have been depositing manure and urine on the property causing there to be odor and insect problems on the property. In addition he stated that the horses have caused the grass to be killed and removed leaving a dirt and mud condition that causes storm water runoff problems downstream from the property. Mr. Young also presented photographs showing the conditions of the site to the Board of Supervisors. Mr. Young also indicated that Ms. Gross has made some attempts to address the nuisance conditions but has been unsuccessful in eliminating them. Mr. Young also stated that he had received complaints from the neighbors in the area of 2590 Old Philadelphia Pike regarding the horses and the conditions created by the horses on this property.

Mr. John Kenneff, Esq., representing Ms. Gross, cross examined Mr. Young. During this cross examination Mr. Young indicated that he has been told by Ms. Gross that she intends to place an additional shed on the property to be used for keeping the horses. In addition Mr. Young confirmed that Ms. Gross has fenced in the portion of the property where the horses are kept. He also confirmed that silt fencing had been placed around a portion of the area where the horses are kept. Mr. Young also confirmed that attempts have been made by Ms. Gross to grow grass in portions of the fenced off area.

Mr. Justice followed with a few more questions for Mr. Young. Upon questioning, Mr. Young indicated that the horses are presently kept outside rather than inside a shed. Mr. Young also indicated that although Ms. Gross told him that she intended to, no stone has been placed on the property in order to address the conditions. He also indicated that the attempts to grow grass have been unsuccessful.

Mr. Kenneff then asked Ms. Gross to present some testimony. Ms. Gross confirmed that she is the owner and lives at 2590 Old Philadelphia Pike. Ms. Gross indicated that she had met with Mr. Young beginning in the fall of 2006. Ms. Gross stated that at that time she told Mr. Young that in the spring she would install a fence to replace the then existing electric wire. In addition she said that she intended to bring in another shed and place stone dust on the property by the fall of 2007. Ms. Gross said that she believes that these measures will resolve the concerns because the horses will be kept in the shed and would no longer be trampling down the grass. She also stated that she did in fact have a contractor install a fence in the spring of 2007 which was completed on June 1, 2007. She went on to explain the location of the fencing, the relocation of the existing shed and the

proposed location of the new shed, stone dust and stall mats. She also explained the purpose of the silt fence that she had installed. She agreed that in early June the area inside of the fence was essentially bare because that is where the horses were being kept. She also indicated that the fence contractor destroyed some of the grass during the process of installing the fence. She further stated that the odor on the site was due to wet hay that was fermenting rather than manure in a particular spot. She said that she had to hire another contractor in order to remove this "mud spot" which she did after receiving the notice from the Township regarding Nuisance Ordinance violations. Ms. Gross also indicated that the dumpster which she had on site for manure disposal had been collected on a once per week basis prior to June 11, 2007 but is now being collected on a twice per week basis. She also stated that she puts Pine Sol and Clorox in the dumpster to help with the smell. She also indicated that the manure is collected from the ground, where the horses are, two or three times daily and placed in the dumpster. Ms. Gross also stated that after she received the notice of violation from Mr. Young, she purchased and planted grass seed in the problem areas. She further indicated that some of the seed ran off and that she purchased additional seed in those areas. She also indicated that the horses are being kept out of the areas where she is attempting to grow grass and that she waters the seed twice daily. Ms. Gross also indicated that the second shed that she plans to place on the property will be 12 feet by 18 feet in size and should be in place by the second week in September. Ms. Gross agreed that despite the placement of the silt fence that muddy water still ran off from the area where the horses are kept.

Mr. Kenneff then read a list of exhibits that were presented to the Board of Supervisors which included receipts, invoices, photographs and a disposal agreement.

Mr. Justice then cross examined Ms. Gross. In response to Mr. Justice's questions, Ms. Gross indicated that she moved into 2590 Old Philadelphia Pike in February, 2006. She also stated that she began planning to bring horses onto the property in October, 2006. She also indicated that the silt fence was erected in June, 2007 and that the horses were brought to the property in November, 2006. Ms. Gross also confirmed having received the notice of violation letter dated June 11, 2007 from Mr. Young. Ms. Gross also indicated that the fermenting hay in the "mud spot" was in her opinion the only source of odor from her property and that it has been removed. She also indicated that she believes that once the larger shed is on site that she will be able to control the odor completely. Ms. Gross also stated that she continues to use disinfectant on the area where the horses urinate. She also indicated that she planned on installing stone dust and / or stall mate prior to receiving the letter from Mr. Young. She agreed that there were problems on the property but that she was making improvements to correct the problems. She also agreed that storm water runoff from the area where the horses are being kept would be contaminated by the horse manure and urine however she believes that to be essentially the same as top soil.

Mr. Kenneff then asked Ms. Gross to describe photographs presented to the Board which she indicated showed the results of two heavy rain storms that occurred in July of 2007.

Vice Chairman Buckwalter then asked the Board members if they had any questions.

Mr. Landis asked about how the horses have been kept in the winter months and regarding Ms. Gross's use of the horses. Ms. Gross indicated that the horses use the shed in the winter and that one of the horses is retired and the other she "drives" down the road. Mr. Landis also asked about Ms. Gross's intentions regarding the maintenance of the stone that she proposes to install. Ms. Gross said that she would continue to use lime, pine sol and Clorox. Ms. Gross also said that the horses will spend most of their time in the new shed that she plans to install. Ms. Gross also stated that she realizes that the property started out as a disaster because she did not anticipate the amount of rain that we had last fall, but that she has made and will continue to make improvements to the property.

Mr. Rutt asked Ms. Gross to clarify for him the number of sheds that are on the property. Ms. Gross indicated that there is one shed currently on the property and another larger one has been ordered.

Vice Chairman Buckwalter asked Ms. Gross regarding her intentions to keep the horses out of the areas where she has been attempting to grow grass. Ms. Gross indicated that she will keep the horses fenced out of those areas until the grass is stabilized and then allow them to graze in those areas. Mr. Buckwalter also asked Ms. Gross about her expectations for these areas if it rains while the horses are using these areas. Ms. Gross indicated that she would only allow the horses into those areas for short periods of time.

Vice Chairman Buckwalter then asked if there were any questions or comments from the audience.

Mrs. Lois Duling indicated that she felt that the property was too small to accommodate two horses.

Mrs. Belinda Clark stated that she and her family lives next to 2590 Old Philadelphia Pike. She said that the odor from the Gross property is very strong and is very bothersome to her and her family. She also indicated that she collected storm water which came across the Gross property and on to her property recently. She further indicated that she had the storm water tested by a laboratory and that the results indicate that there were high levels of e coli and coliform in the sample. Mr. Kenneff objected to Mrs. Clark's presentation of this testing information without being able to cross examine the expert from the laboratory. Vice Chairman Buckwalter indicated that his objection was noted. Mrs. Clark further indicated that her health has been negatively affected by the conditions on the Gross property. Mrs. Clark's fourteen year old son also indicated that the odor from the area where the horses are kept gives him headaches.

Mrs. Shirley Hendershott also spoke and indicated that she is a neighbor to the Gross property and that she finds the odor from the property to be very obnoxious. She further indicated that she has never had so many flies on her property as they have had so far this summer. Mrs. Hendershott also indicated that she is skeptical about Mrs. Gross's statements that she cleans up the manure two or three times a day because she sees the

piles of manure constantly. Mrs. Hendershott also provided the Board with photographs and diagrams showing the conditions of the property and indicating that the Gross property is surrounded by residential properties. Finally, she stated that she is not happy about having these horses kept on this property in a residential area.

Mr. Aaron Stoltzfus indicated that he is the owner of a property adjacent to the Gross property. He stated that his tenants have moved out and that he has been unable to reoccupy the property since that time. He also said that the odor from the property is not something that he would want to live next to.

Mr. Doug Clark stated that he and his family used to regularly have outdoor picnics and other activities but are now unable to because of the odors from the Gross property. He further indicated that they used to hang their wash out to dry but can no longer do so because the laundry then smells. He stated that this costs them more money since they have to dry their clothes in their dryer. He also indicated that the silt fence installed by Ms. Gross is not installed properly because it is not set into the ground and is allowing storm water to pass under it. Mr. Clark also said that he was skeptical about Ms. Gross's statements that there is a type of grass that will hold up under the use of these horses.

Vice Chairman Buckwalter then gave Mr. Kenneff and Mr. Justice the opportunity to provide a closing statement.

Mr. Kenneff first asked the Board to admit into evidence the thirteen items which he presented during the hearing. Mr. Kenneff indicated that the Township Zoning Ordinance does not prohibit the boarding of horses in the zoning district where the Gross property is located. Mr. Kenneff stated that he would not attempt to argue the point of whether or not there were violations of the nuisance ordinance existing on June 11, 2007 when Mr. Young issued his letter. He indicated that the issue is really whether or not Ms. Gross has taken steps to rectify the problems that were identified. Mr. Kenneff suggested to the Board that she has taken the necessary steps even though there has been a relatively limited amount of time since the notice was issued. He also suggested that these steps have been substantial. He indicated that the "manure pit" was removed promptly, the frequency of the removal of manure from the property has been increased to twice weekly, that grass seed has been planted on the property on three occasions since the notice was received, and that the horses have been isolated in order to facilitate the growth of grass. Mr. Kenneff stated that it is therefore Ms. Gross's position that steps necessary to comply with the nuisance ordinance have been taken between the time of the notice and the hearing and that she is now in compliance with the ordinance requirements. He also indicated that with the additional steps planned by Ms. Gross to install a shed and a stone area for the horses to walk on which will be maintained in the future, Ms. Gross will remain in compliance with the ordinance. Mr. Kenneff then asked the Board to either find that Ms. Gross is in substantial compliance or to continue the hearing in order to see that the additional steps planned by Ms. Gross are in fact implemented on the site.

Mr. Justice stated that the essence of public nuisance is offense to the public. He indicated that the public has indicated to the Board that they are offended by the conditions on the Gross property. He further indicated that the Board has heard many plans for the future from Ms. Gross and her suggestions that everything will be fine eventually. He also said that what the Board heard during the hearing were not old complaints but complaints about the present day conditions on the Gross property. Mr. Justice also suggested to the Board that despite Ms. Gross's intentions, her efforts to address the conditions on the property aren't working and are inadequate. He said that the conditions on the Gross property are a direct intrusion into the neighbors' ability and right to use their property. He also said that these conditions are what the nuisance ordinance is intended to remedy. He suggested that the Board should find that the notice issued on June 11, 2007 was proper and that the property was in fact in violation at that time. In addition, he suggested that although Ms. Gross has made some attempts to address the nuisance conditions, the neighbors still can't stand the conditions and therefore the Board shouldn't either.

Vice Chairman Buckwalter then closed the hearing.

Vice Chairman Buckwalter then said that he is concerned that the conditions on the property cannot be remedied. Mr. Sollenberger said that he feels that Ms. Gross has not been very neighborly and that this location is not a proper location for horses because the conditions that they have created on the property are unavoidable. Mr. Landis expressed his appreciation for the efforts that Ms. Gross has put forth in trying to improve the condition of her property. He also indicated that he feels that it will be very difficult to create and maintain appropriate conditions for the horses and the neighbors over any period of time. Mr. Rutt indicated that he felt that the conditions created by the keeping of the horses on this relatively small property are a nuisance and are in violation of the ordinance.

Mr. Landis then made a motion to find that the nuisance ordinance has been violated by the conditions on 2590 Old Philadelphia Pike. The motion was seconded by Mr. Rutt.

Vice Chairman Buckwalter then invited public comment before the Board voted on the motion. Ms. Gross said that the Clarks have had their windows open; have used their patio and barbequed outside all spring and for the past two months. She also said that the Clarks have hung their wash outside and that she has pictures of this happening. She said that she didn't think that what the Board heard from them was totally true.

Vice Chairman Buckwalter then took a voice vote on the motion. The motion was passed unanimously.

Vice Chairman Buckwalter then expressed his concern for Ms. Gross's relationship with her neighbors. He indicated that the neighbors have brought their concerns to the Board and he asked Ms. Gross to consider their concerns.

**Old Business:**

None.

**New Business:**

- a. Public Hearing on Proposed Zoning Ordinance Amendment re: Historic Overlay

Vice Chairman Buckwalter opened the Public Hearing on the proposed zoning ordinance amendment regarding the Historic Overlay provisions of the Township's current zoning ordinance. He then asked the applicant to make their presentation to the Board.

Mr. Howard Dieter was present to represent the applicant, Mr. Tim Harrison, the owner and the Amish Farm and House operation located at the Covered Bridge Marketplace. Mr. Dieter indicated that they have been working on this amendment for several months with the Township's staff and Planning Commission. He indicated the proposed amendment would add a definition for a "museum" and some performance criteria for museums. He further indicated that the Historic Overlay zone permits certain uses by conditional use but the museum is not currently one of those uses. Mr. Dieter also stated that he believes that the proposed museum use is consistent with the other uses provided in the overlay zone and is consistent with the purpose of the overlay zone. He also indicated that an earlier version that was reviewed has been changed to address all of the comments and suggestions that were made. He then said that Upper Leacock Township has reviewed the proposal and has recommended approval of it. Mr. Dieter then went on to further describe the changes that were made to the proposal and the limitations on the size of museum uses under the proposed amendment.

Mr. Landis asked Mr. Hutchison if there could be some properties that would qualify under the historic overlay provisions which could present problems to the Township. Mr. Hutchison said that a property must either be on the National Register of Historic Places or be eligible for it. He said that if an applicant is able to demonstrate this designation then the property involved would be considered to have historic value. He went on to say that the purpose of the Historic Overlay provisions is to preserve the historic value of these properties by allowing owners to use them in ways that otherwise would not be permitted.

Mr. Rutt asked for clarification on the proposed size of the demonstration and sales areas included in the amendment. Mr. Dieter indicated that the maximum size would be determined by the size of the property involved but in any event could not exceed ten thousand (10,000) feet. There was also discussion regarding the limitation on the size of the related sales area under the amendment.

Vice Chairman Buckwalter then invited public comment on the amendment.

Mrs. Lois Duling asked if the Historic Overlay conditional use provisions are site specific. Mr. Hutchison said that they are.

Ms. Susan Snyder said that she felt that the size of the sales area should be smaller than the size of the demonstration area proposed in the amendment. There was discussion regarding this part of the proposal.

Mr. Hutchison asked Mr. Dieter to describe for the Board how this amendment will affect the Amish Farm and House operation. Mr. Dieter said that the property is partially zoned Commercial and partially Rural. He said that they grow tobacco and corn in the Rural area and take guests out to that demonstration area as a part of the current operation. He indicated that they may add a building in the Rural area in order to provide space for demonstration areas related to things like blacksmithing, quilting and other Amish crafts.

Vice Chairman Buckwalter then closed the public hearing.

Mr. Sollenberger then made a motion to adopt proposed Zoning ordinance amendment regarding museums under the Historic Overlay zoning provisions. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

- b. Consideration of Appointments re: Conditional Use Application for Optional Density Incentive & Regional Impact Development – Warrington: New Holland Pike:
  - i. Special Counsel – Mr. Mel Newcomer, Esq.
  - ii. Special Traffic Engineer – Grove Miller Engineering, Inc.
  - iii. Architectural Review – Mr. John Martin, AIA

Mr. Hutchison indicated that the Township has received the first application for conditional use approval under the zoning ordinance amendment that the Board adopted for Optional Density Incentive. He indicated that the processing of this application for a development being called Warrington, along New Holland Pike, has begun. He said that he feels that the Township staff will need some additional resources in order to properly prepare for and participate in the conditional use hearing process. He therefore requested that the Board authorize special Counsel, traffic engineer and architectural review for this application. There was a brief discussion among the Board members and audience members regarding this request.

Mr. Landis then made a motion to authorize Township staff to engage Mr. Mel Newcomer, Esq., Grove Miller Engineering, Inc. traffic engineers and John Martin, architect to assist the Township staff with the Warrington application. The motion was seconded by Mr. Sollenberger and passed by unanimous voice vote.

## **Other Business:**

- a. Review and Consideration of Action re: Lancaster City Zoning Hearing Board Decision on City Zoning Ordinance for Lowe's / Kemp's site

Mr. Hutchison explained that the Board had previously authorized staff to challenge the validity of a zoning ordinance amendment adopted by the Lancaster City Council. He further said that the City Zoning Hearing Board recently decided against the Township's challenge. He then asked the Board to decide whether or not they wished to appeal this decision to the County Court of Common Pleas. He also indicated that the two appeals filed by the Board related to two earlier City Zoning Hearing Board decisions on this proposal are still pending and would likely be consolidated.

Mr. Hutchison also told the Board that he has continued to make efforts to settle this matter with Lowe's and the City administration but has yet to receive a reply to a settlement proposal that was made in February, 2007. He said that even if the Board authorizes an appeal of this latest decision, his preference would still be to bring a settlement proposal to the Board that would address all of the Township's concerns and permit the withdrawal of these legal proceedings.

Vice Chairman Buckwalter invited comments and questions from the audience.

Mr. Fred Daum, 2142 New Holland Pike asked for clarification on what the appeal would hope to address or correct with respect to this project. Mr. Hutchison explained that the Township's position on the adopted zoning amendment is that it was adopted to benefit only one property owner and that is considered to be "special legislation" which is not permitted.

Mr. Landis then made a motion to authorize the appeal of the City Zoning Hearing Board decision regarding the proposed Lowe's development. The motion was seconded by Mr. Rutt and passed by unanimous voice vote.

- b. Request to Use Township Roads for Cycling Event: 9/28 & 9/29

Mr. Hutchison indicated that the Township received a request to use Township roads for a bicycle ride event that would not close any roads. He indicated that the group making the request intends to overnight at the Lancaster Host. He also indicated that the group would be required to provide a certificate of insurance for the event. Mr. Landis asked if these kinds of bicycle events have caused additional work for the Township. Mr. Hutchison said that they have not.

Mr. Rutt then made a motion to approve of the request for a bicycle ride on 9/28 and 9/29. The motion died for lack of a second.

c. Request to Reduce Speed Limit – Horseshoe Road (SR 1003)

Mr. Hutchison indicated that Chairman Eberly requested that this item be placed on the agenda in response to a request from Mrs. Lois Duling. Mrs. Duling asked that the Board request that PA DOT reduce the posted speed limit on Horseshoe Road from the existing fifty (50) miles per hour. She said that she felt that since the Conestoga Valley High School and Middle School are in this area and that since this is an Amish area, fifty (50) miles per hour is too fast. She said that she is very concerned about safety on the roads for the Amish and that reducing the speed limits would be a good start.

Vice Chairman Buckwalter noted that there is a fifteen (15) miles per hour school zone speed limit in front of the high school and middle school for the beginning and end of each school day.

Mrs. Duling also suggested that speed bumps should be considered in order to slow vehicles on Township roads.

There was discussion regarding the issues of driver education, buggy safety and other related topics. Mr. Hutchison indicated that in order to change the speed limit on a state highway such as Horseshoe Road, the Board has to request that PA DOT study that road in order to determine whether or not a change to the speed limit is warranted under their rules and regulations. He also said that the Township would have to perform a similar speed study on any Township road. Mr. Hutchison also indicated that the Township had asked PA DOT to study the Horseshoe Road speed limit five or six years ago and that PA DOT concluded that the fifty (50) miles per hour limit was appropriate.

Mr. Landis indicated that he would like to see a five (5) years history of accident information for Horseshoe Road before deciding on what actions should be taken. Mr. Hutchison indicated that he will ask the Police Chief to gather this information for the Board. Vice Chairman Buckwalter asked that this item be placed on the agenda for the Board's next meeting.

d. Acknowledgement of Agricultural Security Area (ASA) application

Vice Chairman Buckwalter stated that the Township has received a petition requesting the creation of an Agricultural Security Area in East Lampeter. He said that the Board is required to publicly acknowledge receipt of the petition as the first step in the process of reviewing and acting upon the application. He also indicated that the process will include the appointment of an advisory committee to make a recommendation to the Board of Supervisors and that there is a time line which must be followed under the law. Mr. Hutchison said that initially the Township must advertise and post receipt of the petition, now that it has been acknowledged, and permit fifteen (15) days for anyone to offer modifications to the application.

### **Public Comment:**

Mr. Christopher Rhoads of Silverback Towing asked permission to have a letter read to the Board regarding his towing operation and comments made to the Board at their June 19, 2007 meeting. Mr. Rhoads' fiancée read a letter, which was also given to each Board member regarding his business and allegations made by representatives of Hoover's Towing at the Board's last meeting. Mr. Nicholas Rhoads was also present and also thanked the Board for their time. There was a brief discussion regarding the Township's policy on towing operations in the Township.

Mr. Fred Daum, 2142 New Holland Pike, asked the Board members to explain why their votes changed regarding the proposed rezoning in West Earl Township that was discussed at the Board's last two meetings. Vice Chairman Buckwalter asked Mr. Daum if he knew if Upper Leacock Township had made a recommendation to West Earl on this matter. Mr. Daum indicated that the Upper Leacock Township Board of Supervisors had recommended adoption of the rezoning but that the school district was opposed to it.

Mr. Joe Esh of Forry Road indicated that he hopes that the Board will consider adopting the Agricultural Security Area for East Lampeter. Mr. Esh also commented on the question of speed limits in the township. Mr. Esh also indicated that Senator Brubaker is going to be working with the local communities on studying which roads should have wider shoulders in order to accommodate buggy traffic. He also indicated that on Horseshoe Road the existing storm water grates are unsafe for buggies because of the large gaps in them which can allow buggy wheels to fall into them and can cause problems for the horses. He said that the shoulder on Horseshoe is wide enough for buggies but that these grates make it less safe for them and should be addressed by PA DOT. It was noted that these conditions are unsafe for bicycles as well.

Mrs. Duling then asked about the how to go about creating a wider shoulder on Creek Hill Road. She indicated that several Amish neighbors have expressed concerns to her about driving on Creek Hill Road because of the speed of cars on that road. She also said that she felt that it would lend itself to creating a wide shoulder because it would not disturb a lot of homes. Mr. Hutchison stated that there is likely thirty-three feet of right of way along Creek Hill Road and that the current paved surface is probably about twenty-two feet. He further indicated that in order to add two eight foot shoulders to the road additional right of way would have to be acquired from all of the property owners along Creek Hill Road. Mrs. Duling suggested that property owners would likely sign a petition to allow the taking of their property for this purpose in order to improve safety conditions for the Amish. Mrs. Duling also suggested that wider shoulders on a portion of Willow Road would also be a good idea.

**Adjournment:**

A motion was made by Mr. Sollenberger and seconded by Mr. Landis to adjourn the meeting. The motion was passed by unanimous voice vote. The next scheduled meeting is to be held on Monday, August 6, 2007 beginning at 7:30pm.

Respectfully submitted,

Ralph Hutchison  
Township Manager